

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

DEC 03 2008

at 11 o'clock and 50 min. AM
SUE BEITIA, CLERK

AYABE, CHONG, NISHIMOTO,
SIA & NAKAMURA, A Limited
Liability Law Partnership

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CLERK, U.S. DISTRICT COURT
DISTRICT OF HAWAII

Attorney for Defendant
AMERICAN MODERN SURPLUS LINES
INSURANCE COMPANY

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

FLEMING KEKONA, on behalf of)	CIVIL NO. CV08-00469 HG/BMK
RAYDEN KEKONA, a minor, and as)	(Declaratory Relief)
Special Administrator of THE)	
ESTATE OF RICHELLE UILANI)	STIPULATION FOR DISMISSAL
GARCIA KEKONA,)	WITH PREJUDICE OF ALL
)	CLAIMS AND PARTIES and
Plaintiffs,)	ORDER
)	
vs.)	
)	
AMERICAN MODERN SURPLUS)	
LINES INSURANCE COMPANY, a)	
Ohio corporation; JOHN DOES 1-10;)	No trial date set
JANE DOES 1-10; DOE)	
PARTNERSHIPS 1-10; DOE)	
CORPORATIONS 1-10; and DOE)	
GOVERNMENTAL ENTITIES 1-10,)	
)	
Defendants.)	

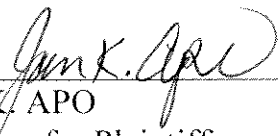
[2007507/#390278]

STIPULATION FOR DISMISSAL WITH PREJUDICE OF
ALL CLAIMS AND PARTIES

IT IS HEREBY STIPULATED AND AGREED by and between the appearing parties in the above-captioned case, through their respective attorneys, (A) HG pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, that Plaintiffs FLEMING KEKONA, on behalf of RAYDEN KEKONA, a minor, and as Special Administrator of THE ESTATE OF RICHELLE UILANI GARCIA KEKONA's Complaint For Declaratory Judgment filed on 10/7/08 and all claims contained therein against Defendant AMERICAN MODERN SURPLUS LINES INSURANCE COMPANY shall be and hereby are dismissed with prejudice, with each party bearing their own attorney's fees and costs.

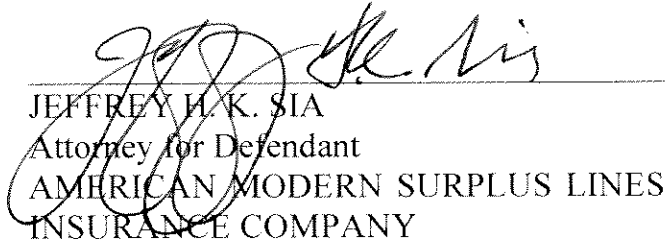
There are no remaining parties and no remaining claims. Trial was not set yet in this case.

DATED: Wailuku, Maui, Hawaii, 11/21/08.

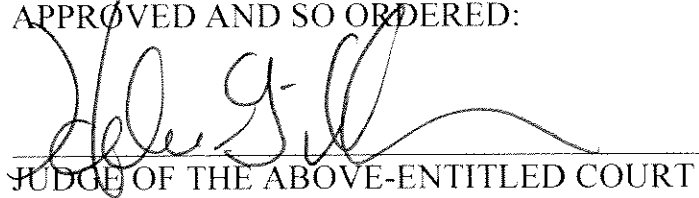


JAN K. APO
Attorney for Plaintiffs
FLEMING KEKONA, on behalf of
RAYDEN KEKONA, a minor, and as
Special Administrator of THE ESTATE
OF RICHELLE UILANI GARCIA
KEKONA

DATED: Honolulu, Hawaii, NOV 20 2008.


JEFFREY H.K. SIA
Attorney for Defendant
AMERICAN MODERN SURPLUS LINES
INSURANCE COMPANY

APPROVED AND SO ORDERED:


JUDGE OF THE ABOVE-ENTITLED COURT